

O I P ATTORNEY DOCKET NO.
41258-P002D1C1

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PATENT
10/614,768

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Lorraine Faxon Meisner

Serial No.: 10/614,768

Filed: July 8, 2003

Art Unit: Not yet assigned

Confirmation No: 8047

Examiner: Not yet assigned

For: TOPICAL COMPOSITION FOR THE TREATMENT OF PSORIASIS AND RELATED SKIN DISORDERS

PETITION UNDER 37 C.F.R. § 1.182

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

This petition under 37 C.F.R. § 1.182 is being filed in response to the Notice of Incomplete Nonprovisional Application issued for the above-specified application on October 24, 2003. A filing date was not granted as the application was deposited without drawings. The Notice also indicated that a newly executed oath or declaration covering the omitted items must be submitted.

Attached hereto is a Second Preliminary Amendment incorporating Figures 1A, 1B, 2A and 2B. Applicant respectfully petitions the that the omitted material contained in the prior application and submitted in the Second Preliminary Amendment filed concurrently herewith be

included in this continuation application, and that this application be accorded the filing date of July 8, 2003, the date of deposit of the continuation application. This request is based upon the incorporation by reference statement in Box 18 of the Utility Patent Application Transmittal that was filed with this new Continuation application. The drawings from the prior, parent application were inadvertently omitted when this continuation application was filed. Enclosed is a copy of Form PTO/SB/05 as filed with this continuation application with Box 18 checked.

Applicant respectfully traverses the requirement for a newly executed oath or declaration covering the inadvertently omitted drawings. The Declaration as filed with this application was newly signed for this application as the attorney of record had changed firms, however, in all other respects it was identical to the Declaration as filed for the parent of this application. A copy of the Declaration as filed for the parent application (U.S. Serial Number 10/185,388) is submitted herewith. As the figures submitted in the Second Preliminary Amendment are identical to those which were filed with the immediate parent, no new matter has been added and no new Declaration is required. . This request is also based upon the incorporation by reference statement in Box 18 of the Utility Patent Application Transmittal that was filed with this new Continuation application

In the event this petition is granted, Applicant further respectfully requests that both sheets of drawings be incorporated into the patent application and the file be sent to the Application Processing Division to revise the entry in the PALM system to reflect that this application has 2 sheets of drawings. MPEP § 605.04(g).

Filed concurrently with this Petition is a Response to the Notice of Incomplete Nonprovisional Application with the Second Preliminary Amendment containing the drawings, along with a new Change of Correspondence Address for this application.

The Petition Fee Under 1.17(h) in the amount of \$130.00 is attached. It is believed that no further fees are due. However, the Director is hereby authorized to debit Deposit Account No. 23-2426 of Winstead Sechrest & Minick P.C. if there are any further fees due under this paper.

Applicants respectfully request that Applicant's attorney be called at the below listed number if it is believed that such a discussion would be helpful in resolving any problems or questions.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicants

By:


Sanford E. Warren, Jr.
Reg. No. 3933,219

Date: November 25, 2003

P.O. Box 50784
400 North Ervay Street
Dallas, Texas 75201
Phone: 214.745.5710
Fax: 214.745.5390

DALLAS 1\3897675\1
41758-P002D1C1 11/25/2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lorraine Faxon Meisner
Serial No.: 10/614,768
Filed: July 8, 2003
Title: TOPICAL COMPOSITION FOR THE TREATMENT OF PSORIASIS AND RELATED SKIN DISORDERS
Confirmation No.: 8047
Art Unit: Not yet assigned
Examiner: Not yet assigned

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

In response to the Notice of Incomplete Nonprovisional Application Filed under 37 CFR 1.53(b) issued for this application on October 24, 2003, enclosed are the following documents:

1. Transmittal letter with certificate of mailing;
2. This Response to Notice of Incomplete Nonprovisional Application;
3. Second Preliminary Amendment with attached three (3) sheets of drawings;
4. Copy of Declaration as filed for the parent of this application;
5. Copy of your Notice of Incomplete Nonprovisional Application;
6. A copy of the Petition Under 37 C.F.R. § 1.182, including:
 - a. Transmittal Letter PTO/SB/21;
 - b. PTO/SB/17 Fee Transmittal and Check in the amount of \$130.00 for the Petition fee;
 - c. Copy of the PTO/SB/05 Utility Patent Application filed with this Continuation Application;
 - d. Copy of Declaration as filed with the parent application;
 - e. Copy of the Second Preliminary Amendment with 3 drawing sheets;
 - f. Change of Correspondence Address; and
7. Return receipt post card.

It is believed that no additional fee is due. If this is incorrect, the Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or to credit overpayment of same, to Deposit Account No. 23-2426.

If the Examiner has any questions or comments concerning this paper or the present application in general, the Examiner is invited to call the undersigned at (214) 745-5710.

Respectfully submitted,
WINSTEAD SECHREST & MINICK
Attorneys for Applicants

Dated: November 25th, 2003

By:

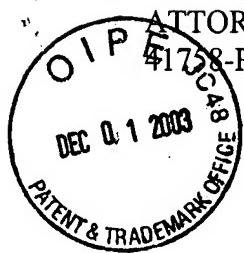


Sanford E. Warren, Jr.
Reg. No. 33,219

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Dallas, Texas 75201
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Attorney Docket No: 41758-P002D1C1

DALLAS_1\3897728\1
41758-P002D1C1 11/25/2003



ATTORNEY DOCKET NO.
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PATENT
U.S. Serial No. 10/614,768

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Lorraine Faxon Meisner

Serial No.: 10/614,768

Filed: July 8, 2003

Art Unit: Not yet assigned

Confirmation No.: 8047

Examiner: Not yet assigned

For: TOPICAL COMPOSITION FOR THE TREATMENT OF PSORIASIS AND RELATED SKIN DISORDERS

SECOND PRELIMINARY AMENDMENT

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Amendments to the drawings begin on Page 2 of this paper.

Remarks begin on page 3 of this paper.

ATTORNEY DOCKET NO.
41758-P002D1C1

PATENT
U.S. Serial No. 10/614,768

AMENDMENTS TO THE DRAWINGS

Attached to this Preliminary Amendment are copies of three (3) sheets of drawings containing Figures 1A, 1B, 2A and 2B. No new matter has been added and the attached Drawings are identical to those as filed with the Parent Application, Serial No. 10/185,388, filed June 28, 2002.

This Amendment is based upon the incorporation by reference statement in Box 18 of the Utility Patent Application Transmittal that was filed with this new Continuation Application.

Applicant believes that no further fees are due. However, the Director is Authorized to debit any amounts due by this paper to Deposit Account No. 23-2426 of Winstead Sechrest & Minick P.C.

Applicant respectfully requests that Applicant's attorney be called at the below listed number if it is believed that such a discussion would be helpful in resolving any problems or questions.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicant

By:


Sanford E. Warren, Jr.
Reg. No. 33,219

Date: November 25th, 2003

P.O. Box 50784
400 North Ervay Street
Dallas, Texas 75201
Phone: 214.745.5710
Fax: 214.745.5390

Please reference Attorney Docket No. 41758-P002D1C1

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41758-P002D1C1 11/25/2003

FIGURE 1a: CLINICAL HISTORY OF SUBJECTS 1-4.

Age and sex	1. 12 year old Female	2. 77 year old Male	3. 35 year old Male	4. 49 year old Male
Racial/ethnic background:	British, white	British, white	German, white	Chinese
Occupation:	Student	Real estate broker	Computer technician	Engineer
Affected areas:	Elbows, inner arm, scalp, left ear	Elbows, knees, wrists, scalp, and face.	Knees and shins	Arms, elbows, hands
Duration:	6.5 years	57 years	4-5 years	2 years
Severity:	Elbows and arms severe. Ears and scalp moderate.	Severe thick scaly plaque psoriasis.	Moderate	Moderate
Previous therapy:	Betnovate, cortisone cream, other topicals	Synalar, Betnovate, X-rays, UV, oral cortisone, miscellaneous topical ointments	Sensitive to coal tar so used hydrocortisone creams and herbal ointments. All of above caused slow improvement during use, with flare ups after a few weeks.	Prescription creams. Creams worked after about 2 weeks but lesions soon recurred.
Response to formulation in Study 4	Improvement noted in 2 days, lesions disappeared in 2 weeks with no redness or scarring	Elbows, hands and facial lesions disappeared after two weeks; the knees took four weeks. (His wife noted that this is the first time she has known him to be completely free of psoriasis.)	(Note: This subject was successfully treated with formulation in Study 3, and did not participate in Study 4. However, after treatment, his lesions disappeared in 4 days, with no recurrence in over 4 months.)	Lesions improved in one week, disappeared in 2-3 weeks.

Note: Subjects 1, 2 and 3 all have a family history of psoriasis.

FIGURE 1b: CLINICAL HISTORY OF SUBJECTS 5-8.

Age and sex	5. 19 month old Male	6. 80 year old Female	7. 29 year old Female	8. 4.5 year old Male
Racial/ethnic background:	British, white	Italian, white	Portuguese, white	American, Black
Occupation:	N/A	Retired librarian	Film/TV artist	Pre-school
Affected areas:	Face, legs, feet	Forearms, lower leg and shins, back of hands. 2 years.	Elbows, face, knees, small patches on legs. 5 years.	Elbows and knees
Duration:	18 months	2 years	5 years	2 years
Severity	Severe; exacerbated by allergens	Severe and very irritated	Moderate	Mild-Moderate
Previous therapy:	Aveeno, emu oil, hydrocortisone	Betamethasone, 1% cortisone, herbal creams	Cortisone cream, emu oil and steam baths. Cortisone did not work. Emu oil and steam baths helped.	Betnovate, various topical ointments. Temporary. Required repeated treatments.
Response to formulation in Study 4	Improved in 3 days. Lesions gone in one week. Recurred on exposure to wheat, but formulation led to greatly accelerated healing compared to previous treatments.	Improved in 5-7 days. Lesions completely gone in 7-10 days.	Scabs and flaky skin were gone in 3 days. The redness was gone several days later.	Itching stopped after 2 days; lesions gone in one week (Note: He has an affected parent who also benefitted from this cream.)
(See photo, Fig. 2a, which was taken one day after twice daily application of formulation and bottom photo, Fig. 2b, which was taken one week later.)				
Note: Subject 8 has a family history of eczematous lesions.				



FIGURE 2a

FIGURE 2b



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lorraine F. Meisner

For: TOPICAL COMPOSITION FOR THE TREATMENT OF PSORLASIS AND RELATED SKIN DISORDERS

BOX NEW PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

DECLARATION AND POWER OF ATTORNEY

As a below named joint inventor, we hereby declare that:

1. Our residence, post office address, and citizenship are as stated below next to our names.
2. We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TOPICAL COMPOSITION FOR THE TREATMENT OF PSORLASIS AND RELATED SKIN DISORDERS

3. We have reviewed and understand the contents of the above-identified specification, including the claims.
4. We acknowledge the duty to disclose information which is material to the patentability of this application as defined by Title 37, Code of Federal Regulations, § 1.56.
5. We hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

NONE

We hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

NONE

6. We hereby claim the benefit under Title 35, United States Code, § 120 of any United

States application(s) or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose information which is material to patentability as defined in § 1.56 which became available between the filing date of any prior application(s) and the national or PCT international filing date of this application:

NONE

7. We hereby appoint:

Daniel J. Chalker, Reg. No. 40,552
Edwin S. Flores, Reg. No. 38,453
Marilyn Huston, Reg. No. 37,851
Edward I. Jorgenson Reg. No. 34,194
H. Lisa Koh, Reg. No. 43,725
Todd Landis, Reg. No. 44,200
Philip G. Meyers, Reg. No. 30,478
John W. Montgomery, Reg. No. 31,124
Carol Neilsen, Reg. No. 37,676
Luis Ortiz, Reg. No. 36,230
Daniel F. Perez, Reg. No. 33,755
Kay Lyn Schwartz, Reg. No. 39,020
Theodore F. Shiells, Reg. No. 31,569
Sanford E. Warren, Jr., Reg. No. 33,219
Lawrence R. Watson, Reg. No. 31,891
Lawrence Youst, Reg. No. 38,795

of the firm of GARDERE & WYNNE, L.L.P., our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent application filed thereon before any international authorities under the Patent Cooperation Treaty;

Send correspondence to: Sanford E. Warren, Jr.
GARDERE & WYNNE, L.L.P.
3000 Thanksgiving Tower
1601 Elm Street
Dallas, Texas 75201
(214) 999-4339

Attorney Docket No. 121753-1001

8. We hereby declare that all statements made herein of our own knowledge are true and

that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of Inventor: Lorraine Faxon Meisner

Inventor's Signature: Lorraine Faxon Meisner

Date: May 1, 2000

Residence (City, State): 5630 Lake Mendota Drive
Madison, WI 53705

Citizenship: United States of America

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

DEC 01 2003
PATENT & TRADEMARK OFFICE

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	121753.1007
First Inventor	Lorraine F. Meisner
Title	Topical Composition for the Treatment of Psoriasis and Related Skin Disorders
Express Mail Label No.	ER39230433SUS

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. Applicant claims small entity status.
See 37 CFR 1.27.
3. Specification [Total Pages 40]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (*if filed*)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawing(s) (35 U.S.C. 113) [Total Sheets _____]
5. Oath or Declaration [Total Sheets 3]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Reader Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 CFR 3.73(b) Statement Power of Attorney
(when there is an assignee)
11. English Translation Document (*if applicable*)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

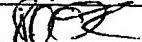
Continuation Divisional Continuation-in-part (CIP) of prior application No.: 10/185388

Prior application information: Examiner Michelle C. Flood Art Unit 1654
For CONTINUATION OF DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

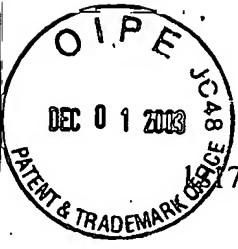
Customer Number: _____ OR Correspondence address below

Name	Ruben C. DeLeon			
Address	Warren & Kennedy, L.L.P. 6565 N. MacArthur Blvd., Suite 910			
City	Irving	State	TX	Zip Code
Country	USA	Telephone	469-916-5319	Fax

Name (Print/Type)	Ruben C. DeLeon	Registration No. (Attorney/Agent)	37,812
Signature			Date July 2, 2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lorraine F. Meisner

For: TOPICAL COMPOSITION FOR THE TREATMENT OF PSORLASIS AND RELATED SKIN DISORDERS

BOX NEW PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

DECLARATION AND POWER OF ATTORNEY

As a below named joint inventor, we hereby declare that:

1. Our residence, post office address, and citizenship are as stated below next to our names.
2. We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TOPICAL COMPOSITION FOR THE TREATMENT OF PSORLASIS AND RELATED SKIN DISORDERS
3. We have reviewed and understand the contents of the above-identified specification, including the claims.
4. We acknowledge the duty to disclose information which is material to the patentability of this application as defined by Title 37, Code of Federal Regulations, § 1.56.
5. We hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

NONE

We hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

NONE

6. We hereby claim the benefit under Title 35, United States Code, § 120 of any United

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Todd Landis, Reg. No. 44,200
Philip G. Meyers, Reg. No. 30,478
John W. Montgomery, Reg. No. 31,124
Carol Neilsen, Reg. No. 37,676
Luis Ortiz, Reg. No. 36,230
Daniel F. Perez, Reg. No. 33,755
Kay Lyn Schwartz, Reg. No. 39,020
Theodore F. Shiells, Reg. No. 31,569
Sanford E. Warren, Jr., Reg. No. 33,219
Lawrence R. Watson, Reg. No. 31,891
Lawrence Youst, Reg. No. 38,795

of the firm of GARDERE & WYNNE, L.L.P., our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent application filed thereon before any international authorities under the Patent Cooperation Treaty;

Send correspondence to:

Sanford E. Warren, Jr.
GARDERE & WYNNE, L.L.P.
3000 Thanksgiving Tower
1601 Elm Street
Dallas, Texas 75201
(214) 999-4339

Attorney Docket No. 121753-1001

8. We hereby declare that all statements made herein of our own knowledge are true and

that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of Inventor: Lorraine Faxon Meisner

Inventor's Signature: Lorraine Faxon Meisner

Date: May 1, 2000

Residence (City, State): 5630 Lake Mendota Drive
Madison, WI 53705

Citizenship: United States of America



Please type a plus sign (+) inside this box → +

PTO/SB/122 (10-00)

Approved for use through 10/31/2002. OMB 0651-0035
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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CHANGE OF CORRESPONDENCE ADDRESS

Application

Address to:
Assistant Commissioner for Patents
Washington, D.C. 20231

Application Number	10/614,768
Filing Date	July 8, 2003
First Named Inventor	Lorraine Faxon Meisner
Group Art Unit	not yet assigned
Examiner Name	not yet assigned
Attorney Docket Number	41758-P002D1C1

Please change the Correspondence Address for the above-identified application to:

Customer Number

Type Customer Number here

Place Customer Number Bar Code Label here

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Winstead Sechrest & Minick P.C.			
Address	P.O. Box 50784			
Address	400 North Ervay			
City	Dallas	State	Texas	ZIP 75201
Country	US			
Telephone	214.745.5710	Fax	214.745.5390	

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the :

- Applicant/Inventor.
 Assignee of record of the entire interest.
 Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
 Attorney or Agent of record. Reg. No. 33,219
 Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____

Typed or Printed Name

Sanford E. Warren, Jr.

Signature

Date

November 25, 2003

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

DATE	INVOICE NUMBER	MEMO	BALANCE
11/25/2003	11252003B ANGE 54 41758-P002D1C1	10999-99999-01530-001 CLIENT UNBILLED COSTS ADVANCED Advance for Filing Fees for Petition	130.00



CHECK DATE	CHECK NUMBER	TOTAL
11/25/2003	000011946	130.00

ORIGINAL CHECK HAS A COLORED BACKGROUND PRINTED ON CHEMICAL REACTIVE PAPER

WINSTEAD
WINSTEAD SECHREST & MINICK
Attorneys and Counselors

5400 RENAISSANCE TOWER
1201 ELM STREET
DALLAS, TEXAS 75201
PH. 214.745.5400

Comerica
COMERICA BANK & TRUST N.A.
8850 BOEDEKER STREET
DALLAS, TEXAS 75225

011946

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PAY: One Hundred Thirty and 00/100 Dollars

NUMBER	DATE	AMOUNT
000011946	11/25/2003	*****130.00

TO THE Director of the United States Patent

and Trademark Office

WINSTEAD SECHREST & MINICK P.C.
CLIENT ADVANCE ACCOUNT - CDA

AUTHORIZED SIGNATURE

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011946

WINSTEAD SECHREST & MINICK P.C. CLIENT ADVANCE ACCOUNT - CDA (214) 745-5400 DALLAS, TEXAS
Director of the United States Patent

DATE	INVOICE NUMBER	MEMO	BALANCE
11/25/2003	11252003B ANGE 54 41758-P002D1C1	10999-99999-01530-001 CLIENT UNBILLED COSTS ADVANCED Advance for Filing Fees for Petition	130.00

FILE COPY

CHECK DATE	CHECK NUMBER
11/25/2003	000011946

TOTAL	130.00
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UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 01 2003

JCAB

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APPLICATION NUMBER	FILED OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/614,768	07/08/2003	Lorraine Faxon Meisner	121753.1007

PATENT & TRADEMARK OFFICE

Ruben C. DeLeon
 Warren & Kennedy, L.L.P.
 Suite 910
 6565 N. MacArthur Blvd.
 Irving, TX 75039

CONFIRMATION NO. 8047
FORMALITIES LETTER


OC000000011099511

Date Mailed: 10/24/2003

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION**FILED UNDER 37 CFR 1.53(b)**

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)). Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- o The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

T. Ketsela
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/614,768
		Filing Date	July 8, 2003
		First Named Inventor	Lorraine Faxon Meisner
		Art Unit	Not yet assigned
		Examiner Name	Not yet assigned
Total Number of Pages in This Submission	25	Attorney Docket Number	41758-P002D1C1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply Second Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) 3 sheets attached to 2nd Prelim. Amnd <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): See below
Remarks Copy of Declaration as filed for the parent of this application; copy of Notice of Incomplete Nonprovisional Application; Copy of Petition (with attached copies of Transmittal Letter, Fee Transmittal, Copy of PTO/SB/05 filed with this Continuation application; Copy of Declaration as filed with parent application; copy of Second Preliminary amendment with 3 sheets of drawings; and Change of Correspondence Address); return receipt post card.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Sanford E. Warren, Jr. Winstead Sechrest & Minick P.C.
Signature	
Date	November 25, 2003

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Viola M.L. Ange
Signature	
Date	November 26, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

Complete if Known

Application Number	10/614,768
Filing Date	July 8, 2003
First Named Inventor	Lorraine Faxon Meisner
Examiner Name	Not yet assigned
Art Unit	Not yet assigned
Attorney Docket No.	41758-P002D1C1

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number
Deposit Account Name

23-2426

Winstead Sechrest & Minick P.C.

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee			
1002 340	2002 170	Design filing fee			
1003 530	2003 265	Plant filing fee			
1004 770	2004 385	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
SUBTOTAL (1) (\$)					

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	X	=
			- 3** =	X	=

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity - Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
1053 130	1053 130	Non-English specification			
1812 2,520	1812 2,520	For filing a request for ex parte reexamination			
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 55	Extension for reply within first month			
1252 420	2252 210	Extension for reply within second month			
1253 950	2253 475	Extension for reply within third month			
1254 1,480	2254 740	Extension for reply within fourth month			
1255 2,010	2255 1,005	Extension for reply within fifth month			
1401 330	2401 165	Notice of Appeal			
1402 330	2402 165	Filing a brief in support of an appeal			
1403 290	2403 145	Request for oral hearing			
1451 1,510	1451 1,510	Petition to institute a public use proceeding			
1452 110	2452 55	Petition to revive - unavoidable			
1453 1,330	2453 665	Petition to revive - unintentional			
1501 1,330	2501 665	Utility issue fee (or reissue)			
1502 480	2502 240	Design issue fee			
1503 640	2503 320	Plant issue fee			
1460 130	1460 130	Petitions to the Commissioner		130.00	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)			
1806 180	1806 180	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))			
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))			
1801 770	2801 385	Request for Continued Examination (RCE)			
1802 900	1802 900	Request for expedited examination of a design application			

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00)

(Complete if applicable)

Name (Print/Type)	Sanford E. Warren, Jr.	Registration No. (Attorney/Agent)	33,219	Telephone	214.745.5710
Signature	Nov. 26, 2003				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



DUPPLICATE

Approved for use through 07/31/2006. OMB 0651-0032
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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$)	130.00
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Complete if Known

Application Number	10/614,768
Filing Date	July 8, 2003
First Named Inventor	Lorraine Faxon Meisner
Examiner Name	Not yet assigned
Art Unit	Not yet assigned
Attorney Docket No.	41758-P002D1C1

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number	23-2426
Deposit Account Name	Winstead Sechrest & Minick P.C.

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
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FEE CALCULATION

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Independent Claims	- 3** =	X		
Multiple Dependent				

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description
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SUBTOTAL (2) (\$)				

**or number previously paid, if greater; For Reissues, see above

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Large Entity	Small Entity
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Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
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1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

130.00

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Sanford E. Warren, Jr.	Registration No. (Attorney/Agent)	33,219	Telephone	214.745.5710
Signature				Date	Nov. 25, 2003

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PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

		Application Number	10/614,768
		Filing Date	July 8, 2003
		First Named Inventor	Lorraine Faxon Meisner
		Art Unit	Not yet assigned
		Examiner Name	Not yet assigned
Total Number of Pages in This Submission	25	Attorney Docket Number	41758-P002D1C1

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input checked="" type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	See below
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
Copy of Declaration as filed for the parent of this application; Copy of PTO/SB/05 as filed with application; copy of Notice of Incomplete Nonprovisional Application (with attached copies of Transmittal Letter, Second Preliminary Amendment with 3 sheets of drawings; Declaration as filed with parent application); Change of Correspondence Address; and return receipt post card.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Sanford E. Warren, Jr. Winstead Sechrest & Minick P.C.
Signature	
Date	November 15, 2003

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Viola M.L. Ange		
Signature		Date	November 16, 2003

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